

FILED

United States District Court  
Eastern District of North Carolina  
Western Division

DEC 28 2022

PETER A. MOORE, JR., CLERK  
US DISTRICT COURT, EDNC  
BY *[Signature]* DEP CLK

Case No. 5:22-cv-3455-BQ

(To be filled out by Clerk's Office only)

JULIAN TERELL FURR

Inmate Number \_\_\_\_\_

(In the space above enter the full name(s) of the plaintiff(s).)

-against-

UNITED STATES OF AMERICA  
-R.I.C.A.  
ET AL

**COMPLAINT**

(*Pro Se* Prisoner)

Jury Demand?

Yes

No

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section IV. Do not include addresses here.)

**NOTICE**

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

## I. COMPLAINT

Indicate below the federal legal basis for your claim, if known. This form is designed primarily for pro se prisoners challenging the constitutionality of their conditions of confinement, claims which are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

- 42 U.S.C. § 1983 (state, county, or municipal defendants)
- Action under *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971) (federal defendants)
- Action under Federal Tort Claims Act (United States is the proper defendant; must have presented claim in writing to the appropriate Federal agency and received a notice of final denial of the claim pursuant to 28 U.S.C. § 2401(b))

## II. PLAINTIFF INFORMATION

Julian Furr

Name

1685715

Prisoner ID #

Central Prison

Place of Detention

4285 MSC

Institutional Address

Raleigh

City

NC

State

27699

Zip Code

## III. PRISONER STATUS

Indicate whether you are a prisoner or other confined person as follows:

- Pretrial detainee    State    Federal
- Civilly committed detainee
- Immigration detainee
- Convicted and sentenced state prisoner
- Convicted and sentenced federal prisoner

#### IV. DEFENDANT(S) INFORMATION

Please list the following information for each defendant. If the correct information is not provided, it could result in the delay or prevention of service. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant 1: John Doe

Name

Chief of Selma Police Department

Current Job Title

1200 South Tollack St

Current Work Address

Selma

City

NC

State

27576

Zip Code

Capacity in which being sued:  Individual  Official  Both

Defendant 2: Thomas Lock

Name

resident Superior Judge

Current Job Title

207 E Johnston St

Current Work Address

Smithfield

City

NC

State

27576

Zip Code

Capacity in which being sued:  Individual  Official  Both

**Defendant(s) Continued**

Defendant 3: John Doe

Name

Director of NCIS

Current Job Title

Siward Street South west

Current Work Address

Washington DC

City

State

20003

Zip Code

Capacity in which being sued:  Individual  Official  Both

Defendant 4: John Doe

Name

Director of NSBI

Current Job Title

225 Tryon globe suite 200A,

Current Work Address

Raleigh NC

City

State

27603

Zip Code

Capacity in which being sued:  Individual  Official  Both

5. Johnston County  
name

City of Johnston County NC  
Current Job Title

207 E Johnston St

Current Work Address

Smithfield NC 27576

City State Zipcode Capacity in which being  
Sued  individual

6. United States of America  
name

U.S. District Attorney Michael F. Easley Jr.  
Current Job Title

150 Fayetteville St Suite 2100

Current Work Address

Raleigh NC 27601  
City State Zipcode

Capacity in which being

Sued  individual

7. United States of America  
name

Attorney General of the United States Merrick B. Garland  
Current Job Title

950 Pennsylvania Ave Northwest

Current Work Address

Washington DC 20530

City State Zipcode Capacity in which being sued  
 individual

8. Donald Trump  
name

Former President  
Current Job Title

Current Work Address

city state zipcode capacity in which  
being sued  individual

9. Jane Doe  
name

District Attorney of Johnston county court house

Current Job Title

207 E Johnston St

Current Work Address

Smithfield NC 27576

city state zipcode capacity in which being  
sued  official

10. Joe Biden  
name

President / Chief of Staff  
Current Job Title

1600 Pennsylvania Ave Northwest

Current Work Address

Washington DC 20500

city state zipcode capacity in which being sued

official

11. Department of Navy - Marine Corp  
Name

Commandant of Marine Corp and Sergeant Major of Marine  
current Job Title

Marine Corp Base

Current Work Address

Quantico VA 22134  
City State Zip Code capacity in which being sued

individual

## V. STATEMENT OF CLAIM

Place(s) of occurrence: Camp Lejuene NC and Johnson County

Date(s) of occurrence: January 08, 2020 to Current

State which of your federal constitutional or federal statutory rights have been violated:

Fourteenth Amendment, Eighth Amendment and, Fourteenth Amendment  
entitled the United States Constitution and American Disability Act.

State here briefly the FACTS that support your case. Describe how each defendant was personally involved in the alleged wrongful actions, state whether you were physically injured as a result of those actions, and if so, state your injury and what medical attention was provided to you.

FACTS:

1. The Plaintiff, Julian Full was stationed at Camp Lejuene at wound warrior battalion NC due to being a diagnose Schizophrenic and the inability to perform regular military duties.

Who did what to you?

2. Defendants of NCIS Director John Doe, Chief of SPD John Doe, Ad. Director of NCSBT John Doe have officers who go by a policy when working a case jointly that

See Attach

2. violates people's constitutional rights.
3. Defendants, Department of Navy- Marine corps violated the ADA and allowed illegal search and seizure. The defendants also did not follow medical policy plus procedure Plaintiff was denied medication that would've improved plaintiff's cognitive functioning Defendants had in their possession.
4. Defendant President Joe Biden is currently over a policy that allows marines with disabilities to have their ADA rights violated.
5. Former president Donald Trump was over the policy that allowed plaintiff's rights to be violated, as well.
6. Defendant resident superior Court Judge Thomas Cook of Johnston county court house in Smithfield NC, Defendant personally, Denied All motions and requests from Plaintiff and

6. Plaintiff's Attorney regarding the illegal arrest and  
false imprisonment.

7. District Attorney of Johnston County Court house Jane  
Doe allowed Malicious prosecution and subordinates to use  
underhand techniques to get higher punishments.

8. Defendants in Johnston county. Denied plaintiff medication. Plaintiff  
was denied court access. Plaintiff tried, but couldn't give  
ample opportunity to defendants to correct their mistakes  
because he was not mentally functioning properly.

What happened to you?

9. On 08, January 2020, Plaintiff was located in his barracks room at Wound Warrior Camp Lejuene NC. When Plaintiff openned his barracks door after hearing a knock, at or about 0400 to 0430. Plaintiff was grabbed by an NCIS agent and detained. The door that behind Plaintiff as plaintiff was being asked questions about his glasses.

When did it happen to you?

10. Plaintiff asked for his medication as agents and officers continued to ask the same questions about his glasses again and again. Defendants of SPD and NCSBT begin to get impassioned so they instructed NCIS agent to search for eyeglasses in plaintiff room.

Where did it happen to you?

See Attach

Page 6 of 10

11. After defendant NCIS came back with My glasses and cellphone NCIS agent told Duty NCO to re-open the barracks door to grab clothes for plaintiff.

12. Plaintiff was then transported to get interviewed. In the interview the plaintiff asked for his medications again. Plaintiff began to see objects move in the room. Plaintiff was not read his rights the whole time so plaintiff did not know he did not have to speak. Plaintiff ask if he forgot the lawyer that he already has to help him. Plaintiff was then threatened by an SPD officer for doing this.

13. NCIS agent then requested a command search and seizure from the commanding officer of Ward warrior. In the Affidavit he does not mention the fact he entered plaintiff's room twice.

13. And Knows What's in there.

14. Despite having personally witness the violation of Plaintiff rights.

Defendants Department of Navy & Marine Corp granted the comm

-and search and seizure which lead to Plaintiff arrest and

conviction of Plaintiff in Johnston County NC

15. Plaintiff finally received his medication two hours before

plaintiff was finally read his rights.

16. Plaintiff was then transported to Johnston County jail in

Smithfield NC with his medication.

17. Plaintiff was asked about his medication by LT on shift

at Johnston county jail. When Plaintiff answered and explained

his diagnosis LT placed Plaintiff in Solitary confinement

without a board hearing. He stayed there for 30 days.

18. While in solitary confinement plaintiff was denied medication

then the following week placed on a new medication due to  
policy, without consent.

19. Plaintiff began to request mental health intervention often but

was ignored. No response was given until months later.

20. On or about March 14, 2021 Plaintiff was placed in solitary

confinement in pod C cells at Johnston County Jail. Plaintiff

was out on rec and was told to move to cell 2 in pod C

that had feces smeared on the walls and ground. Plaintiff beg-

ed not to go in there and if he is to be housed in

there to clean it first, officers denied cleaning request

and told plaintiff to go in there anyway

21. Lt. Rick's of Johnston County jail said it is out

21. of her hands.

22. Plaintiff Noticed that lead Lt Jerinkin and captain in company with a group of officers entered Pod C. So plaintiff begged for them not to put him in cell 2 of Pod C.

23. One of the officers of Johnston County jail officer Hinton stepped forward as if to attack plaintiff but was restrained by Lt Rickson.

24. When Plaintiff asked to speak to Captain alone plaintiff was attacked by Lt. Jerinkin.

25. Plaintiff was going in and out consciousness plaintiff remembers being punched in the face, choked, and struck with a baton, repeatedly.

26. LT. Jerinkin then instructed officers to lift plaintiff

26 up and threw him into cell 2 of pod C. Plaintiff hit his head on the bunk and landed in smeared pieces that was on the floors and walls. Plaintiff urinated on himself involuntarily after hitting his head, and defecated in his pants.

27. The plaintiff then was talked to by captain Carson. Plaintiff requested medical attention and his glasses, but was denied both. Plaintiff ended up showing his injuries to the nurse at medication time. The plaintiff previously had issues with his legs from the military and also head trauma. So Plaintiff asked the nurse what he should do. Nurse instructed plaintiff to stay off the injured leg, and said the swelling to his face will go down. The nurse did no more then look at the injuries through the cell door.

28. Plaintiff was later brought a write up that stated it-

Jerinkin was the officer who wrote and signed off an admini

-strative segregation time. Plaintiff did not receive a discipl

-inary board hearing for the incident. Nor did he get near crim

-inal charges brought against him. Plaintiff stayed in solitary

confinement for 3 months after the incident. Lt. Jerinkin the

day after incident threatened Plaintiff with a "round two";

Then hands Plaintiff his glasses.

29. Plaintiff began to put in motions to address the violations

of his rights. He tried to get the law materials notarized.

But Lt. Jerinkin and Lt. Williams said he isn't allowed

to do so. Plaintiff's motions were being denied by resident

Superior Judge Thomas Lack. Judge Thomas Lack never

29. mentioned why the motions were being denied. Plaintiff

wrote letters to all parties to get them to correct they cross.

Plaintiff received no response, to this day.

30. On or about June 7, 2021 plaintiff's attorney tried to

bring the illegal arrest to the court's attention but Judge

Lock ignored this. Then bragged about denying Plaintiff's

Motions. on May 17, 2021 Plaintiff opening explained the right

that was violated to another Judge but was told he was

not competent. on June 7, 2021 Prosecutor Mark Mayakis

stated these are the facts. Then said Plaintiff committed

a crime out of boredom. Prosecutor Mayakis also fabricated

facts that the Motion Clearly States otherwise. To elicit

an emotional response. The Judge Lock repeatedly ask if

30, the case was captioned during the proceeding. Mark Mayakis

asked for a million dollar bond after plaintiff waited 18 months

without a bond. Judge Lock quickly ruled in his favor.

31. Later on June 6, 2022 prosecutor Mayakis used the same

technique he used in the bond hearing to get an emotional

response from the Judge. When the Judge was about to sentence

Plaintiff, Prosecutor Mayakis begged for the highest punishment

sent. Despite plaintiff having never been in trouble before.

Mayakis was granted this as well.

What was  
your  
injury?

3d Plaintiff was never mentally evaluated to

see if his cognitive functioning was normal

enough to stand trial. Plaintiff has medical

records from the military saying He should

have someone from his command, or in general,

be with him at all times. Plaintiff also has

has a history of traumatic brain injuries

(TBI) that slow down plaintiff's speech,

thoughts, and reasoning.

33. Plaintiff has a permanent knot on his right

Shin. Plaintiff had suicidal thoughts often,

after illegal arrest. The thoughts heightened

after Plaintiff was beaten and placed in

Solitary confinement. Plaintiff has bowel

Movements and urinates in his self

See attach

Page 7 of 10

34. involuntary from time to time since beaten.

35. Plaintiff lost his wife and custody of his son due to illegal arrest. Plaintiff's son does not know plaintiff and Plaintiff has no way to communicate with his son. Plaintiff desire to communicate with his son while he is incarcerated.

36. Plaintiff lost his property and went into debt. Because of illegal arrest and false imprisonment.

## VI. ADMINISTRATIVE PROCEDURES

*WARNING: Prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions. 42 U.S.C. § 1997e(a). Your case may be dismissed if you have not exhausted your administrative remedies.*

Have you filed a grievance concerning the facts relating to this complaint?  Yes  No  
If no, explain why not:

---

---

---

---

Is the grievance process completed?  Yes  No  
If no, explain why not:

---

---

---

---

## VII. RELIEF

*State briefly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.*

A. An injunction ordering defendants President Biden, Judge Lock, District Attorney Doe, and Director of NCES to:

1. President Biden to place a conditional Pardon

See Attach

1. for plaintiff and anyone who was arrested because of

the illegal search and seizure. Furthermore Plaintiff does not

pick up any additional criminal charges in 7 years of conditional

-mal pardon. Plaintiff's criminal conviction of current charge

be expunged.

2. Defendant Lock to over turn plaintiff Conviction, to

throw out illegal arrest, and search and seizure.

3. District Attorney Doe release anyone who was arrested

with defendant because of illegal search and seizure

4. Defendant NCIS Director to fix the policy with

requesting command search and seizure for an jointed

agencies and transferring custody.

By Plaintiff ask for compensator damages

1. \$ 100,000 Jointly and Severally a day against defendants

NCSBI Director, NCIS Director, City of Johnston County NC, Department of Navy - Marine Corps, former President Trump, United States and SPD Chief

2. \$ 100,000 Jointly and Severally A day for Illegal Search and seizure against Defendants NCIS Director, Department of Navy - Marine Corp NCSBI Director, Johnston County NC, former President Trump, SPD Chief and United States

3. \$ 100,000 for all loss of property from each defendant

NCIS Director, Department of Navy - Marine Corp, NCSBI

Director, Johnston County NC, former President Trump, SPD

Chief and United States

4. \$ 750,000 Jointly and Severally a day for Trespass

4. filing each defendants NCSBI Director, Department of

Navy - Marine Corp, SPD chief, NCIS Director, and united

States

C. Award punitive damages in the following

Amounts:

1. \$100,000 a day from each defendants for violation

of ADA NCSBI Director, Department of Navy-Marine

Corp, SPD chief, NCIS Director, and united states

2. \$150,000 pain and suffering a day from each defend

ants NCSBI Director, Department of Navy- marine corp,

SPD chief, NCIS Director, and united states

D. Plaintiff ask the court to grant such other

reliefs as it see fit.

### VIII. PRISONER'S LITIGATION HISTORY

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal *in forma pauperis* in federal court if that prisoner has "on three or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. §1915(g).

Have you brought any other lawsuits in state or federal court while a prisoner?

Yes     No

If yes, how many? \_\_\_\_\_ 1 \_\_\_\_\_

Number each different lawsuit below and include the following:

- Name of case (including defendants' names), court, and docket number
- Nature of claim made
- How did it end? (For example, if it was dismissed, appealed, or is still pending, explain below.)

JULIAN TERELL FURR V VIVIAN WI-

LLIAMS ET.AL the nature of case is violation  
of my Constitutional rights it ties with this case

The case is being put in at the same time,  
so it has no status.

## IX. PLAINTIFF'S DECLARATION AND WARNING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

*Each Plaintiff must sign and date the complaint and provide prison identification number and prison address.*

November 10, 2022  
Dated

Julian Fullen  
Plaintiff's Signature

Julian Fullen  
Printed Name

1685715  
Prison Identification #

4285 MSC  
Prison Address

Raleigh  
City

NC      27699  
State      Zip Code

# Verified Complaint

I Julian Terell Furr declare that everything I stated in my tort claim, is of my own free will and factual to the best of my knowledge. And that I do not intend to be malicious toward any of the defendants nor do I plan on being frivolous to any of the defendants. I Julian Terell Furr also declare that I exhausted every remedies I possible can under the law. I Julian T. Furr declare that I can prove every alleged facts if given the chance. I Julian Terell Furr declare under penalty of perjury that its contents are true and correct.

JULIAN TERELL FURR

Plaintiff print

*Julian Terell*

Plaintiff sign:

Date November 10, 2022

Notary Print: Luke Hunt

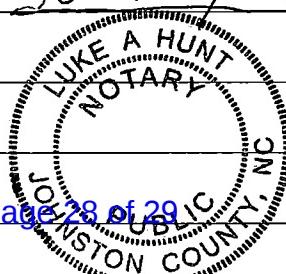
Notary Stamp

Notary sign: *Luke Hunt*

My Commission Expires 6-7-2023.

Case 5:22-cv-03455-BO-RJ Document 1 Filed 12/28/22 Page 28 of 29

02021110127



Bivens v SIX Unknown federal Narcotics Complain

under federal Rule of civil Procedure 11, by signing below,  
I certify to the best of my knowledge, information and  
belief that this Action under Bivens v. SIX unknown  
Federal Narcotics Agents, 403 U.S. 388 (1971) Complaint  
(1) is not being presented for an improper purpose, such  
as harass, cause unnecessary delay, or needless increase the  
cost of litigation (2) is supported by existing law or  
by a nonfrivolous argument for extending or modifying existing  
law; (3) the factual contentions have evidentiary support  
or, if specifically so identified, will likely opportunity for further  
investigation or discovery; and (4) The Action under Bivens v.  
SIX unknown federal Narcotics Agents, 403 U.S. 388 (1971) Complain  
ant otherwise complies with the requirements of Rule 11. I hereby  
declare under penalty of perjury that its contents are true  
and correct.

Julian Fung  
Plaintiff Print

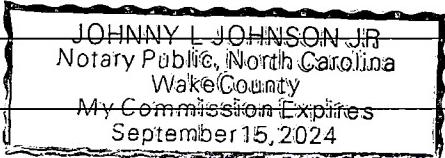
John L Johnson Jr  
Plaintiff sign

Sworn to me by this date November 22, 2022

Johnny L Johnson Jr  
Notary Print

JLJ  
Notary Sign & Stamp

September 15, 2024  
Notary Exp.



I.F.I  
JJ